

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

ARTHUR JAMES GRIFFIN JR.,

Petitioner,

vs.

ARRAIGNMENT JUDGE,

Respondent.

8:21CV461

MEMORANDUM AND ORDER

This matter is before the court on its own motion. Petitioner filed a Petition for Writ of Habeas Corpus (filing 1) on December 6, 2021. The petition included a form application to proceed in forma pauperis which the court docketed as part of his petition as it identified the parties. While Petitioner signed the form application, it is otherwise blank and does not comply with the terms of 28 U.S.C. § 1915, the statute authorizing proceedings in forma pauperis. *See* 28 U.S.C. § 1915(a)(1) (requiring the petitioner to submit “an affidavit that includes a statement of all assets such prisoner possesses that the person is unable to pay such fees or give security therefor”). Petitioner has the choice of either submitting the \$5.00 fee to the clerk’s office or submitting a request to proceed in forma pauperis that complies with 28 U.S.C. § 1915. If Petitioner chooses to do the latter, the enclosed pauper’s forms should be completed and returned to this court. Failure to take either action within 30 days will result in the court dismissing this case without further notice to Petitioner.

IT IS THEREFORE ORDERED that:

1. Petitioner is directed to submit the \$5.00 fee to the clerk’s office or submit a request to proceed in forma pauperis within 30 days. Failure to take either action will result in dismissal of this matter without further notice.

2. The clerk of the court is directed to send to Petitioner the Form AO240 (“Application to Proceed Without Prepayment of Fees and Affidavit”).

3. The clerk of the court is directed to set a pro se case management deadline in this matter with the following text: **January 14, 2022**: Check for MIFP or payment.

Dated this 15th day of December, 2021.

BY THE COURT:

Richard G. Kopf
Richard G. Kopf
Senior United States District Judge